



Docket No.: 261119US28PCT

ATTORNEYS AT LAW

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/510,955

Applicants: Kazunori KOBAYASHI, et al.

Filing Date: October 29, 2004

For: SOUND COLLECTING METHOD AND SOUND COLLECTING  
DEVICE

Group Art Unit: 2626

Examiner: ARMSTRONG, A. A.

SIR:

Attached hereto for filing are the following papers:

**PETITION UNDER 37 C.F.R. § 1.181**

Credit card payment is being made online (if electronically filed), or is attached hereto (if paper filed), in the amount of \$0.00 to cover any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, L.L.P.

James J. Kulbaski  
Registration No. 34,648

John Sipos  
Registration No. 61,985

Customer Number

**22850**

(703) 413-3000 (phone)  
(703) 413-2220 (fax)  
(OSMMN 10/09)

Docket No.: 261119US28PCT/phm

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Kazunori KOBAYASHI, et al.

SERIAL NUMBER: 10/510,955 GROUP: 2626

FILED: October 29, 2004 EXAMINER: ARMSTRONG, A. A.

FOR: SOUND COLLECTING METHOD AND SOUND COLLECTING DEVICE

**PETITION UNDER 37 C.F.R. § 1.181**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants herein petition the Commissioner to invoke his supervisory authority to require the examiner to consider the references cited in the Information Disclosure Statements filed on October 29, 2004 and August 2, 2006.

Information Disclosure Statements in conformity with the requirements of 37 C.F.R. §1.97-1.98 were filed on October 29, 2004 and August 2, 2006. Copies of the Information Disclosure Statement and the related papers are in PAIR. The above-referenced application has been allowed. Reference AW cited in the Information Disclosure Statement at October 29, 2004 and reference AO in the Information Disclosure Statement of August 2, 2006 were never acknowledged or made of record by the examiner.

Applicants' representative, John Sipos, contacted the examiner by telephone on or about March 16, 2008 requesting consideration of the Information Disclosure Statements (PTO-1449 Forms) filed on October 29, 2004 and August 2, 2006. As of yet no PTO response to the Information Disclosure Statements has been received.

37 C.F.R. §1.181(a)(3) allows petition to invoke the supervisory authority of the Commissioner in appropriate circumstances. Accordingly, it is respectfully submitted that this Petition under 37 C.F.R. §1.181 be granted and that the Examiner consider the

Application No. 10/510,955  
Petition Under 37 C.F.R. §1.181

Information Disclosure Statements filed October 29, 2004 and August 2, 2006, and the reference cited therein.

Although Applicants do not believe that any fee is required for the present petition, any required fee should be charged to our Deposit Account No. 15-0030.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, L.L.P.



James J. Kulbaski

Registration No. 34,648

Customer Number

**22850**

Tel. (703) 413-3000  
Fax. (703) 413-2220  
(OSMMN 07/09)

John Sipos

Registration No. 61,985